

Attorney Docket No. 509/35644  
PATENT



DEC 28 2005

*Handwritten initials: AF, JFW*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Michael J. HAWTHORNE et al. Conf. No.: 8826  
Serial No.: 09/404,826 Group: 2192  
Filed: September 24, 1999 Examiner: Eric B. Kiss  
For: METHOD OF TRANSFERRING FILES AND ANALYSIS  
OF TRAIN OPERATIONAL DATA

**NOTICE OF APPEAL**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Barnes & Thornburg Customer No:

**23646**

U.S. Patent and Trademark Office

Sir:

In response to the final Office Action dated November 1, 2005, Applicant appeals the final rejection of Claims 1-4, 7, 9, 10, 15-21, 46-49 and 51.

The current applicable fee for filing a Notice of Appeal is \$500.00. However, a prior Notice of Appeal was filed on November 14, 2003. That filing included a payment of a \$330.00 fee. Therefore, a check in the amount of \$170.00 is enclosed herewith.

It is respectfully requested that, if necessary to effect a timely response, this paper be considered as a Petition for an Extension of Time sufficient to effect a timely response and shortages in other fees be charged, or any overpayment in fees be credited, to the Account of Barnes & Thornburg LLP, Deposit Account No. 02-1010 (509/35644).

Respectfully submitted,

*Handwritten signature of Richard P. Krinsky*

Richard P. Krinsky  
Reg. No. 47,720  
BARNES & THORNBURG LLP  
750 17<sup>th</sup> Street, N.W., Suite 900  
Washington, D.C. 20006  
(202) 289-1313

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